IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE K.BALAKRISHNAN NAIR

THURSDAY, THE 1ST MARCH 2007 / 10TH PHALGUNA 1928

WP(C).No. 6883 of 2007(T)

PETITIONER:

M. RETHNAMMA, T.C.41/477,
MURALI BHAVAN, KURIYATHI,
MANACAUD P.O., THIRUVANANTHAPURAM.

BY ADV. SRI.M.BALAGOVINDAN

RESPONDENTS:
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1. KERALA STATE ELECTIRICITY BOARD
REPRESENTED BY ITS SECRETARY, VAIDHYUTHI
BHAVAN, PATTOM, THIRUVANANTHAPURAM.

2. TEH ASSISTANT EXECUTIVE ENGINEER,
ELECTRICAL SUB DIVISION, KATTAKKADA.

3. MOHANAN NAIR, GAYATHRI BHAVAN,
PLAVILA, OROOTTAMPALAM.

BY GOVERNMENT PLEADER SMT. N.SUDHADEVI
ADV. SRI. JOSE.J.MATHIKEL, SC KSEB.

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 01/03/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

K.BALAKRISHNAN NAIR, J.

W.P.(C).No.6883 of 2007-T

Dated this the Ist day of March, 2007

JUDGMENT

The petitioner challenges Ext.P4 order of the Additional District Magistrate, Thiruvananthapuram dated 14-2-2007 granting permission to draw electricity line from a post erected in the property of the petitioner to give power connection to the third respondent. Weather proof line is permitted to be drawn. If Ext.P4 is implemented, the said weather proof line will have a distance of 2.5 metres through the property of the petitioner. From the said post two connections are already existing to Consumer Nos.6688 and 6689. So, the petitioner feels aggrieved by the three connections. She has also grievance that her request for shifting of the post to the boundary of the plot is not considered.

2. The K.S.E.B. has filed Ext.P3 representation for permission to draw the electricity line to give connection to the third respondent. That alone was the subject matter of decision before the Additional District Magistrate. Since no serious prejudice is caused to the petitioner, I find nothing illegal with Ext.P4. But, the petitioner can pursue her claim for shifting of the line by filing appropriate representation before the K.S.E.B. and the District Collector. The

disposal of this writ petition will not affect her rights, if any, in this regard. Subject to that right, the Writ Petition is dismissed.

K.BALAKRISHNAN NAIR, JUDGE.

MS